SEVENTEENTH ANNUAL INSTITUTE ON INTELLECTUAL PROPERTY LAW

The Moody Gardens Hotel, Galveston, Texas
November 8 - 10, 2001

Presented by:

HOUSTON INTELLECTUAL PROPERTY LAW ASSOCIATION

UNIVERSITY OF HOUSTON LAW CENTER
INSTITUTE FOR INTELLECTUAL PROPERTY & INFORMATION LAW

PROGRAM HIGHLIGHTS

SEAN ROYALL OF THE FTC COMPETITION BUREAU

DAVID TALBOTT, DIRECTOR OF PTO'S PATENT APPLICATION LOCATION AND MONITORING (PALM) PROGRAM

CRAIG MORRIS, DIRECTOR OF THE PTO'S TRADEMARK ELECTRONIC APPLICATION SYSTEM (TEAS)

PROFESSOR LISA DOLAK OF SYRACUSE UNIVERSITY ON PATENT LAW DEVELOPMENTS

KEYNOTE LUNCH SPEAKER: STEVE SUSMAN, THE FUTURE OF LAW FIRMS AND LAWYERING
### 17TH ANNUAL INSTITUTE ON INTELLECTUAL PROPERTY LAW

**Moody Gardens Hotel, Galveston, Texas • Nov. 8 - 10, 2001**

## Program

### THURSDAY NOVEMBER 8, 2001

#### Afternoon Program

<table>
<thead>
<tr>
<th>Time</th>
<th>Activity</th>
<th>Speaker</th>
</tr>
</thead>
<tbody>
<tr>
<td>1:30</td>
<td>Registration</td>
<td></td>
</tr>
<tr>
<td>1:30</td>
<td>Moderator</td>
<td>Gregg Duffey</td>
</tr>
<tr>
<td>2:00</td>
<td>Opening Remarks</td>
<td>Craig Lundell</td>
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<tr>
<td>2:15</td>
<td>Patterns of Conflicts of Interest (Ethics)</td>
<td>David Warden</td>
</tr>
<tr>
<td>3:00</td>
<td>Copyright Law Update</td>
<td>Robert Clarida</td>
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<tr>
<td>3:30</td>
<td>UCC/Licensing</td>
<td>Prof. Ray Nimmer</td>
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<tr>
<td>4:00</td>
<td>Likelihood of Trademark Dilution</td>
<td>Gary Krugman</td>
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<tr>
<td>5:00</td>
<td>Adjourn</td>
<td></td>
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<tr>
<td>5:30</td>
<td>Welcome Reception</td>
<td>Shook, Hardy &amp; Bacon L.L.P.</td>
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<tr>
<td>6:00</td>
<td>Dinner (On Your Own)</td>
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#### FRIDAY, NOVEMBER 9, 2001

#### Morning Program

<table>
<thead>
<tr>
<th>Time</th>
<th>Activity</th>
<th>Speaker</th>
</tr>
</thead>
<tbody>
<tr>
<td>7:15</td>
<td>Continental Breakfast</td>
<td>Ben Tobor</td>
</tr>
<tr>
<td>8:00</td>
<td>Opening Remarks</td>
<td>Craig Lundell</td>
</tr>
<tr>
<td>8:15</td>
<td>Internet Law Update</td>
<td>Tim Headley</td>
</tr>
<tr>
<td>8:45</td>
<td>Insurance Issues in IP Litigation</td>
<td>Randy Roach</td>
</tr>
<tr>
<td>9:15</td>
<td>Break</td>
<td></td>
</tr>
<tr>
<td>9:30</td>
<td>FTC Perspective on Antitrust IP Issues</td>
<td>Sean Royall</td>
</tr>
<tr>
<td>10:00</td>
<td>Lawyer's Duty of Confidentiality To Clients</td>
<td>David Beck</td>
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<tr>
<td>10:05</td>
<td>Break</td>
<td></td>
</tr>
<tr>
<td>10:15</td>
<td>Copyrights Where You'd Least Expect Them</td>
<td>Karen Tripp</td>
</tr>
<tr>
<td>11:15</td>
<td>Electronic Filing for Trademarks</td>
<td>Craig Morris</td>
</tr>
<tr>
<td>11:45</td>
<td>The Future of IP Litigation in Europe</td>
<td>Koos Rasser</td>
</tr>
<tr>
<td>12:15</td>
<td>Luncheon and Keynote Speaker — The Future of Law Firms and Lawyers</td>
<td>Steve Susman</td>
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</tbody>
</table>

### SATURDAY, NOVEMBER 10, 2001

#### Morning Program

<table>
<thead>
<tr>
<th>Time</th>
<th>Activity</th>
<th>Speaker</th>
</tr>
</thead>
<tbody>
<tr>
<td>7:15</td>
<td>Continental Breakfast</td>
<td>Charles Walker</td>
</tr>
<tr>
<td>8:00</td>
<td>Opening Remarks</td>
<td>Craig Lundell</td>
</tr>
<tr>
<td>8:15</td>
<td>Attorney-Client Privilege Update</td>
<td>Lester Hewitt</td>
</tr>
<tr>
<td>8:45</td>
<td>American Inventors Protection Act</td>
<td>Bill LaFuze</td>
</tr>
<tr>
<td>9:15</td>
<td>Ethical Issues and Engagement Agreements (Ethics)</td>
<td>Mitchell Lukin</td>
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<tr>
<td>9:45</td>
<td>Break</td>
<td></td>
</tr>
<tr>
<td>10:00</td>
<td>Screening to Comply With the Duty of Candor (Ethics)</td>
<td>Tamsen Valoir</td>
</tr>
<tr>
<td>10:30</td>
<td>Trade Secret Law Developments</td>
<td>Paul Krieger</td>
</tr>
<tr>
<td>11:00</td>
<td>Adjourn</td>
<td></td>
</tr>
</tbody>
</table>
BACKGROUND OF PARTICIPANTS

DAVID BECK


ROBERT CLARIDA

is a partner at Cowan, Liebowitz and Latman in New York, specializing in copyright matters, both litigation and client counseling.

ANDREW DILLON

is a partner at Bracewell & Patterson in the Austin office and a Section Head of the Intellectual Property Section of the firm.

LISA DOLAK

is Associate Professor of Law at Syracuse University College of Law, and Of Counsel to Nixon Peabody LLP.

GREGG DUFFEY

is an associate at Howrey Simon Arnold & White, LLP, whose practice focuses on patent litigation and patent prosecution, both in the mechanical arts.

LYNETTE FONS

of Beirne Maynard & Parsons, L.L.P., is a cum laude graduate of South Texas College of Law where she was Editor-in-Chief of the South Texas Law Review. She is Vice-Chair of the State Bar of Texas Advertising Review Committee.

SARAH HARRIS

is Senior Counsel for the Telecommunications Division of the Business Critical Server Group of Compaq Computer Corporation.

TIM HEADLEY

is a partner in the Houston office of Gardere Wynne & Sewell, where he specializes in intellectual property litigation, focusing on patent, trademark, copyright, and trade secret litigation.

LESTER HEWITT

is a partner with Akin, Gump and heads the Intellectual Property Section of the Houston office. Litigation is his primary area of practice.

DAVID HRICIK

is of counsel to the Houston law firm of Yetter & Warden, LLP and serves as an Adjunct Professor with the University of Texas School of Law and St. Edward's University. He has written and lectured extensively on ethical issues facing patent practitioners.

PAUL KRIEGER

is a partner with the firm of Fulbright & Jaworski, Houston, Texas, and an adjunct professor at the University of Houston Law Center, where he teaches the trade secret and trademark law courses. His practice is concentrated primarily on intellectual property litigation. He has lectured widely on all aspects of intellectual property law throughout the United States, Europe and The People's Republic of China.

GARY KRUGMAN

is a partner in the Washington, D.C. firm of Suhhrue, Mion, Zinn, Macpeak and Seas, PLLC. He is a former Administrative Trademark Judge with the Trademark Trial and Appeal Board and is the author of "Trademark Trial and Appeal Board Practice and Procedure" (West Publishing).

BILL LaFUZE

is a partner at Vinson & Elkins and resident in its Houston office. He is co-head of the Intellectual Property/Technical Litigation Section of the firm. He practices in substantially all areas of intellectual property law, and specializes in computer and computer-related law.

MITCHELL LUKIN

is a partner in the Intellectual Property Department of the Houston office of Baker Botts. His practice focuses on patent litigation and intellectual property counseling. He also maintains an active interest and involvement in professional responsibility activities.

CRAIG LUNDELL

is a partner in the Houston office of Howrey Simon Arnold & White, LLP. His expertise is in patent litigation and prosecution, but he is also experienced in cases involving trade secrets, trademarks, copyrights, contracts, antitrust and licensing issues.

BOB McAUGHAN

is a partner in the Houston office of Howrey Simon Arnold & White. His practice is in primarily patent and trade secret litigation.

CRAIG MORRIS

has been with the Trademark Operation of the U.S. Patent and Trademark Office (USPTO) since 1983, previously serving as an Examining Attorney, Senior Attorney, and Managing Attorney. He now works within the Office of the Commissioner for Trademarks, where he currently is the Project Manager for the Trademark Electronic Application System (TEAS).

RAY NIMMER

is a professor at the University of Houston Law Center and co-director of IPIL. He is a principal drafter of the Uniform Computer Information Transactions Act (UCITA). He also serves as a consultant to the National Science Foundation and the Office of the Legal Advisor of the U.S. State Department.
BACKGROUND OF PARTICIPANTS (cont'd)

KOOS RASSER

is Managing Partner of Howrey Simon Arnold & White's London Office. A Dutch-born and U.S.-qualified attorney, Koos has extensive IP procurement and litigation experience in both the U.S. and Europe.

ROBERT "RANDY" ROACH, JR.

is a partner at Cook, Roach & Lawless LLP, officing in both Houston and Austin. He represents policyholders in complex insurance coverage litigation. He also teaches appellate advocacy at both the University of Houston and University of Texas schools of law.

M. SEAN ROYALL

is deputy director of the Bureau of Competition at the Federal Trade Commission. Prior to his FTC appointment he was a partner in Gibson Dunn & Crutcher practicing antitrust litigation.

KATE SPELMAN

of Steinhart & Falconer LLP in San Francisco has been practicing non-patent intellectual property law since 1980. She is the current President of the San Francisco Intellectual Property Law Association.

STEPHEN SUSMAN

is the founding partner of Susman Godfrey, a 52-lawyer trial firm with offices in Houston, Dallas, Seattle, and Los Angeles. Texas Lawyer listed him as a Legal Legend in its publication A Century of Texas Law and Lawyering.

MICHAEL SUTTON

is a partner at Bracewell & Patterson, L.L.P., and is co-section head of its Intellectual Property Law Section. He is a former CCPA law clerk.

DAVID TALBOTT

came to the PTO in August of 1982 as an Examiner in one of the Mechanical Disciplines. Since July 1992 he has worked in the Patent Application and Location Monitoring (PALM) support area of the Search and Information Resources Administration. In April 1997 he was appointed as Director of the Office of MIS-PALM. As Director, he is responsible for managing a staff of 25, which provides user support for maintaining the current PALM system. He managed development of PAIR, PKI and Customer Number Programs. He also serves as Project Manager on the PALM replacement project, which is scheduled to be completed in 2001. Additionally, he is currently the production manager for the Patents Electronic Business Center Applications.

KAREN TRIPP

started her own law firm in 1998. Previously, she was a shareholder and head of the IP section for the Houston office of Winstead Sechrest & Minick. She was a shareholder of Arnold, White & Durkee and is currently editor of the Intellectual Property Law Review, published by the West Group.

TAMSEN VALOIR

received her Ph.D. in Molecular Biology from Rice University and both J.D. and L.L.M. in Intellectual Property from the University of Houston Law Center. Dr. Valoir focuses her practice on intellectual property in the biotechnology field.

CHARLES WALKER

is a senior associate in the Houston office of Fulbright & Jaworski, LLP in the Intellectual Property and Technology section.

DAVID WARDEN

is a partner with the Houston law firm of Yetter & Warden, LLP. He is Board Certified in Civil Trial Law, is admitted to practice before the PTO, and has substantial intellectual property litigation experience.

MARCELLA WATKINS

is a shareholder with the law firm of Conley, Rose & Tayon, P.C. She specializes in chemical and mechanical patent prosecution.

Houston Intellectual Property Law Association: Sharon Israel of Jenkens & Gilchrist, President; Kimbley Muller of Shell Oil Co., President-Elect; Gordon Arnold of Arnold & Associates, Secretary; Sarah Harris of Compaq, Treasurer; Tim Headley of Gardere Wynne & Sewell, Immediate Past President.

University of Houston Law Center: Prof. Paul Janicke, Prof. Craig Joyce and Prof. Raymond T. Nimmer, Co-Directors of the University of Houston Law Center's Institute for Intellectual Property and Information Law.

PROGRAM ADMINISTRATION

Craig Lundell, Chairman; Professor Paul Janicke, Vice-Chairman; Sindie Bielamowicz, Sandra Larsen and Annette Devereux, Program Coordinators.

Committee Members:

Tremaine Finch, Mark Gilbreth, Tim Headley, Sharon Israel, Paul Janicke, Jeffrey Johnson, Mitch Lukin, Craig Lundell, Kim Muller, Ben Tobor, Karen Tripp and Marcella Watkins.
REGISTRATION INFORMATION

REGISTER IN ADVANCE

Fees:
$375.00 ....................... HIPLA members up to October 8
$425.00 ....................... Non-HIPLA members up to October 8
$450.00 ....................... HIPLA members after October 8
$500.00 ....................... Non-HIPLA members after October 8

Refunds will be granted only if they are requested in writing and postmarked no later than October 12, 2001. If you do not attend the program and do not request a refund, you will be mailed the written materials.

QUESTIONS?

If you have any questions about the program, please call the UH Intellectual Property Program at 713-743-2180.

WRITTEN MATERIALS

Extensive articles on the presentations will be bound as a Program book, included in the registration fee, and handed out during registration.

HOTEL ACCOMMODATIONS

You must communicate directly with The Moody Gardens Hotel in order to reserve a room. A registration form is included in this brochure, which should be completed and mailed to The Moody Gardens Hotel. The deadline for making your reservation is October 17, 2001. After this date, reservations are made on a space available basis only. Telephone: 888-388-8484.

REGISTRATION FORM

MAIL TO:

IPIL, UNIVERSITY OF HOUSTON LAW CENTER • HOUSTON, TX 77204-6060

Please make check payable to HIPLA or use
☐ VISA ☐ MasterCard ☐ American Express Card #: _____________________ Exp. Date: ____________
Or register online at www.hipla.org

I. REGISTRATION FEES (CHECK ONE) AMOUNT
☐ $375 HIPLA members up to Oct. 8 (book included) ____________
☐ $425 Non-HIPLA members up to Oct. 8 (book included) ____________
☐ $450 HIPLA members after Oct. 8 (book included) ____________
☐ $500 Non-HIPLA members after Oct. 8 (book included) ____________
☐ $135 Program Book only (will not attend) ____________

II. OTHER EXPENSES (CHECK ALL THAT APPLY)
☐ Friday Lunch $30 ea. x ________ (# of reservations) = ____________
☐ Friday Night Dinner $55 ea. x ________ (# of reservations) = ____________

SIGNATURE OF CARDHOLDER ________________________________

REGISTRATION FORM

17TH ANNUAL HIPLA/UH INSTITUTE ON INTELLECTUAL PROPERTY LAW

Mail Hotel Registration to: All Registrations Must Be Received By October 17, 2001
The Moody Gardens Hotel To Be Assured of Discounted Rate
7 Hope Boulevard, Galveston Island, Texas 77554
888-388-8484

1 Single: ☐ $125 night 1 Double: ☐ $125 1 Triple: ☐ $125 1 Quad: ☐ $125 1 Jacuzzi Suite: ☐ $285 1 Suitses: ☐ $385-585

☐ VISA ☐ American Express ☐ MasterCard Card Number: ___________________ Exp. Date: ____________

Cardholder’s Name: ___________________ Signature: ___________________
Arrival Date: ____________ Departure Date: ____________
Name: ___________________ Roommate: ___________________
Company/Organization: ___________________ Phone: ___________________
Address: ___________________ City/State/Zip: ___________________

ANY CANCELLATIONS MUST BE RECEIVED AT LEAST 48 HOURS PRIOR TO ARRIVAL DATE.
All requests subject to availability. Reservations will be considered tentative unless guaranteed by first night’s deposit or major credit card.
Summary of the Program

Casual attire is encouraged for all aspects of the Program.

THURSDAY SESSIONS

• Thursday afternoon sessions will include: (1) Living under the new rules of patent practice; (2) early spotting of conflicts of interest in IP practice.

FRIDAY & SATURDAY SESSIONS

• Presentations will include talks by PTO representatives on patent practice and on trademark practice; FTC enforcement as seen by the FTC; new case law on attorney-client privilege; separate updates on current developments in patent, trademark, copyright, licensing, and internet issues.

MINIMUM CONTINUING LEGAL EDUCATION

This program is pending approval for Minimum Continuing Legal Education credit by the State Bar of Texas for 13.50 hours, including 3.25 hours of ethics credit.

RECREATIONAL AND SOCIAL ACTIVITIES

• THURSDAY WELCOMING RECEPTION AT THE MOODY GARDENS HOTEL AFTER THE PROGRAM.

• FRIDAY RECEPTION AND DINNER AT THE MOODY GARDENS HOTEL.

LOCATION

The Moody Gardens Hotel is located in Galveston, Texas, on Hope Boulevard. From Houston, take I-45 South and exit 61st Street. Turn right on 61st Street and again on Seawall Boulevard. From Seawall Boulevard turn right on 81st Street and continue to Jones Road. Turn right onto Hope Boulevard, and the hotel will be on your right. Telephone number: 888-388-8484; Houston 409-741-8484.